

Dear Jim,

6/23/64

I'm pretty tired so I'm not certain that the memo I enclose is clear. I'm sending copies of it alone to Hoch and Helanson and Henry and Sissel.

The trip to see the surgeon in DC always tires me and did more this time because traffic was too heavy on the trip down for me to get out and walk and because I forgot to on the way back. 6/30. Then on Thursday I had the lower GI series, upper in January OK. The new method of preparation is not for men with any kind of prostate condition. I had about a gallon of clear liquid to consume from lunch to 10 p.m. Wednesday and by then my plumbing was blocked. It started operating again quite slowly after the barium series was out and that afternoon it got back to work. The doctor expected it to get back in order unassisted but he ordered me to stay in the house and do ~~nothing~~ and that afternoon I knew he was right. I can't recall being as worn out since the operations. And it lasted through yesterday. I'd planned, after writing you the first memo on the Phillips deposition, to check my Mexico City appeals and probably I still will not before I hear from you but I didn't risk it today because I had to add chlorine stabilizer to the pool and it, powdered cyanuric acid, resists dissolving. So I had to make interminable trips with a bucket from the house, a small quantity mixed in each bucket. This isn't supposed to evaporate but the test showed none and that is how we learned why we are using so much more not inexpensive chlorine. Should be better now and less work in the long run. But I don't feel like stairs.

I did continue with my sittings of walking therapy and I've learned a bit more about this marvel of Sony mineralization. When the earphone plug is out there is a separate switch that turns the current off and it doesn't work. That may be why each of us thought it was somewhat defective. I've used three tapes and quite a bit of the radio on a single standard battery, which is not yet dead. Early mornings it is quiet in the mall. I'm there all alone except for the custodial staff, so I can enjoy the tapes. (Only local stations can be picked up inside of it and I've no interest in them except for the news.) It worked as well as the larger, more elaborate one from Henry here at home. I listened to WAMU for about 45 minutes this early morning, the jazz program, and will again tomorrow morning. That should about use up this one battery I put in after a friend left it on by accident and killed the battery that was in it. An absolutely amazing piece of high-quality equipment!

The more I think of it the more I believe a simple suit vs both CIA and FBI for the Oswald intercept records is a no-lose proposition. It also provides an opportunity for making an easy and impressive court record that can be of use to the Congress. I am inclined to believe that the CIA will not dare take to court its Rep. Goldberg interpretation of its regulations. It has not responded to my letter or my reminder. I don't know what Ziebell can respond, if he does at all. And what they speak to the court in the transcripts case undermines any and every reason other than classification they can have for withholding. If we should get a good judge, it could be an important suit. If you disagree with my interpretation, that they have already disclosed everything but the actual content of the transcripts, please let me know. If I am correct, all they can do is claim exemptions for some of the content, and we could then demand in camera inspection. But meanwhile Phillips has already, with official approval, disclosed what he swore is their content.

If Mark wanted to join in it I'd be willing. He has a request that at least in part includes this. Hoch, too, if he thinks his request include it. If they do I'd like to see their requests and appeals and any responses. If they would prefer, I could be the litigant and say that I also sue on their behalf because I know they also have requested this information. I may be the only one to have the status I have with the FBI, however.

If you want to let Bud decide if he wants to handle this, fine. If you do not, also fine. But I'm inclined to believe that the best procedure is to wait whatever

you think is a reasonable time after what I've written that you have and then just file. However, if Bud or you have a related case before a fair judge, I think that can be an important consideration.

I'm also inclined to believe that any complaint should include documentation of the standard CIA practice of stonewalling me and that, of course, is already thoroughly documented, with its own records.

In political terms, this may well be the area of greatest CIA vulnerability because nobody will believe they have any good reason for continuing to withhold Oswald's exact words (or even a reasonable paraphrase), because the requests are so ancient and repeated repeatedly, because of their trickery in refusing to respond even to my request for a status report, and because they are seeking exclusion from the Act under a dishonesty. I think also that the fact that this is all known except for Oswald's words might break through the media disinterest.

When you have time to think of this I'd like to hear from you.

est,